

UNITED STATES DISTRICT COURT
DISTRICT OF NEW JERSEY

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ALFRED T. PENG and DIANA PENG,

Plaintiffs,

vs.

DAVID L. GABAY, PINNACLE PLANNING
GROUP, JOHN DOES #1-10, GENERAL
AGENTS JOHN DOES #11-20, BROKER
DEALERS KEYPORT LIFE INSURANCE,
SUN LIFE INSURANCE LINCOLN
FINANCIAL GROUP, MAINSTAY FUNDS,
NEW YORK LIFE TRUST MUTUAL
SERVICE CORPORATION, ROYAL
ALLIANCE ASSOCIATES INC., THE BEST
OF AMERICAN, FIRST SUN AMERICAN
LIFE INSURANCE COMPANY PERSHING,
BANK OF NEW YORK (clearing house).

Defendants.
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Civil Action No. 05-cv-3939 (JAG)
Hon. Joseph A. Greenaway, Jr., U.S.D.J.

Civil Action

SUBSTITUTION OF ATTORNEY

The undersigned hereby consent to the substitution of Coughlin Duffy LLP as attorneys
for Defendants, New York Life Insurance Company and MainStay Funds in the above-entitled
case.

COUGHLIN DUFFY LLP
Superseding Attorneys
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By: N. Noelle Letcher
N. Noelle Letcher

Dated: 4/1/2010

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By: David H. Ganz
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Dated: 3/26/10